

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

Application of

Applicant : Theresa M. Reineke et al.
Serial No. : 10/596,520
Filed : April 21, 2008
Title : POLYAMIDES FOR NUCLEIC ACID DELIVERY
Docket : 91830.0542769
Examiner : James Schultz
Art Unit : 1633
Confirm. No. : 7539

MAIL STOP AMENDMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

EFS Electronic Web Submission

March 21, 2011

Sir:

DECLARATION UNDER 37 CFR § 1.132

I, Theresa M. Reineke, declare that:


1. I am a joint inventor of the above-identified patent application.
2. I am familiar with United States Patent Application Serial No. 10/596,520, filed April 21, 2008, entitled, "Polyamides for Nucleic Acid Delivery," (hereinafter, "the Application"), which claims the priority benefit of PCT Application No. PCT/US04/42948, filed December 20, 2004, entitled, "Polyamides and Polyamide Complexes and Methods of Use," which claims the priority benefit of U.S. Provisional Patent Application Serial Nos.: 60/531,399, filed December 19, 2003, and 60/574,131, filed May 25, 2004. I am also familiar with the Official Actions issued in this application, including the Official Action mailed December 21, 2010, (hereinafter "the Official Action"), and the references cited therein.
3. The reference cited by the Examiner in the Official Action, entitled, "Synthesis and Characterization of Polyhydroxylamides for DNA Delivery," with the citation Polymeric Materials: Science & Engineering 89, 53 (Sept. 2003), (hereinafter "the Article"), describes research conducted by the joint inventor Theresa M. Reineke (hereinafter "Reineke") with the assistance of Yemin Liu (hereinafter "Liu").

4. The Article describes the work of the present joint inventor, Reineke. Despite their status as co-authors of the Article, Liu merely completed assignments and carried out work under the direction and supervision of the present joint inventor, Reineke.

5. The inventorship of the instant patent application is correct in that the Article discloses subject matter derived from Reineke, notwithstanding the authorship of the Article.

6. Reineke further declares that all statements made herein of her own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Respectfully submitted,



Theresa M. Reineke

3/21/11

Date